

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

v.

Case No.: 7:13-CR-00297-KMK-2

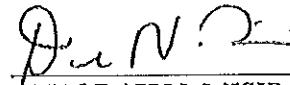
MALCOLM A. SMITH  
DANIEL J. HALLORAN  
VINCENT TABONE  
JOSEPH J. SAVINO  
NORAMIE JASMIN  
JOSEPH DESMARET,

Defendants.

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PLEASE TAKE NOTICE THAT, upon the annexed affirmation of Deborah N. Misir, Esq., dated the 6<sup>th</sup> of September, 2013, and the Memorandum of Law submitted herewith, Defendant Vincent Tabone will move this Court before the Honorable Kenneth M. Karas, at the United States Courthouse for the Southern District of New York, 300 Quarropas Street, White Plains, NY, for an Order dismissing the Indictment under Federal Rules of Criminal Procedure 12(b). The grounds for the motion are set forth in greater detail in the accompanying Memorandum of Law.

Dated: Mineola, New York  
September 06, 2013

  
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